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CASE 4-118-8353B

CERTIFICATE OF MAILING

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Gabriel Lopez

Type or print name

Signature

1/16/02

Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1619

NEUER ET AL.

Examiner: A. Berman

APPLICATION NO: 09/738,212

FILED: DECEMBER 15, 2000

FOR: PHARMACEUTICAL COMPOSITIONS OF MACROLIDES OR  
CYCLOSPORINE WITH A POLYETHOXYLATED SATURATED  
HYDROXY-FATTY ACIDAssistant Commissioner for Patents  
Washington, D.C. 20231

(A)

REPLY AND AMENDMENT

Sir:

This is in response to an Office Action dated July 18, 2001.

## IN THE CLAIMS:

✓ Cancel claims 1-19 and add claims 21-33:

- B1**
21. (new) A hard gelatin capsule comprising
- (a) a cyclosporin as active ingredient,
  - (b) a polyethoxylated saturated hydroxy-fatty acid, and
  - (c) a C<sub>2</sub>-C<sub>3</sub> alcohol having one or two hydroxy groups.
22. (new) A hard gelatin capsule of claim 21 wherein the polyethoxylated saturated hydroxy-fatty acid is the sole surfactant.

FAX RECEIVED

OFFICIAL

FEB 28 2002

NOVARTIS Corporation  
564 Morris Avenue  
Summit, NJ 07901-027

NOVARTIS

GROUP 1600

PATENT AND TRADEMARK DEPARTMENT

## FAX COVER SHEET

NO. OF PAGES (including cover sheet): 5DATE: 2/27/02TO: A. BERMANPHONE: (703) 308-4638LOCATION: UNIT 1619FAX: (703) 872-9306

CC: \_\_\_\_\_

FROM: G. LOPEZPHONE: (908) 522-6933

FAX: (908) 522-6955

RE: 09/738,212CASE 4-118-8353B

## MESSAGE:

Per your request, attached is a copy of the Reply and Amendment which was originally sent to the USPTO on 1/16/02.

In order to avoid duplicate charges to our deposit account, I have deleted the authorization paragraph from page 4 on the attached copy.

  
Gabriel Lopez\*\*\*\*\*  
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